

12/07/01

11129 U.S. PTO
12/07/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
Washington, D.C. 20231

Prior Application:

Case No. SD9383CDB

Examiner J. ULM

Art Unit 1646

This is a request for filing a ☐ Continuation ☒ Divisional application, under 37 C.F.R. 1.53(b), of pending application Serial No. 09/648,797 filed on

AUGUST 28, 2000 (DATE) of DAGGETT ET AL. (INVENTOR)

for HUMAN N-METHYL-D-ASPARTATE RECEPTOR SUBUNITS, NUCLEIC ACIDS ENCODING SAME AND USES THEREFOR (TITLE OF INVENTION)

1. The enclosed comprises a copy of prior application Serial No. 09/648,797, as filed on AUGUST 28, 2000. The entire disclosure of this prior application is hereby incorporated by reference.
2. The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS CANCELED BY AMENDMENT BELOW

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Total Claims	9 - 20	0 x	\$18	\$0
Independent Claims	1 - 3	0 x	\$84	\$0
*Multiple Dependent Claims			\$280	
Basic Fee (minimum amount required)				\$740
				\$740
				Total Fee

* Add this fee if application contains any multiple dependent claims, regardless of number.

3. The Assistant Commissioner is hereby authorized to charge any fees which may be required or to credit any overpayment to Account No. 13-2755.
4. ☒ Amend the specification by inserting before the first line the sentence:
-- This is a ☐ continuation, ☒ division of application Serial No. 09/648,797 filed AUGUST 28, 2000.
5. ☒ Cancel in this application original claims: 1-36.
6. ☒ Preliminary amendment enclosed.
7. ☒ Information Disclosure Statement/PTO-1449 enclosed.
- 8a. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
- 8b. ☐ New formal drawings are enclosed.
- 9a. ☐ Priority of application Serial No. _____, filed _____, in _____ (COUNTRY) is claimed under 35 U.S.C. 119.
- 9b. ☐ The certified copy of the priority application has been filed in prior application Serial No. _____, filed _____.
10. ☐ The prior application is assigned to MERCK & CO., INC.
11. ☒ The undersigned attorney or agent has:
a. ☐ Power in the prior application as originally filed.
b. ☒ Associate power, copy enclosed.

EXPRESS MAIL CERTIFICATE

DATE OF DEPOSIT DECEMBER 7, 2001

EXPRESS MAIL NO. EI242728285US

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

MAILED BY

DATE

12/7/01

Respectfully,

Vineet Kohli

By: VINEET KOHLI

Attorney _____ for Applicant(s)

Registration No. 37,003

Telephone: (732) 594-3889

Address: Merck & Co., Inc.
Patent Department
P.O. Box 2000 - RY60-30
Rahway, N.J. 07065-0907

Date: DECEMBER 7, 2001

IN DUPLICATE

Enclosure